

Docket No.: 43888-098

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Motokazu WATANABE, et al.

Serial No.: 09/807,692

Filed: April 17, 2001

For: GLUCOSE SENSOR

: Customer Number: 20277

: Confirmation Number: 2364

: Group Art Unit: 1753

: Allowed: March 09, 2003

: Examiner: Alexander S. Noguerola

REQUEST FOR ACKNOWLEDGEMENT OF THE CITED ART

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COPY

We are in receipt of the Notice of Allowance dated March 09, 2003.

In reviewing the file, it is noted that we have not received acknowledgement of the Information Disclosure Statement and cited art filed December 29, 2003. Enclosed are copies of the Information Disclosure Statement, PTO-1449 and stamped return postcard acknowledgement.

Applicant hereby respectfully requests that:

the appropriately acknowledged PTO-1449 be furnished to Applicant; and

the record be clarified to confirm that the cited art has been considered and made of record.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

Michael E. Fogarty
Registration No. 36,139

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Washington, DC 20005-3096
(202) 756-8000 MEF:cg
Facsimile: (202) 756-8087
Date: April 14, 2004

COPY



Applicant: <u>Motokazu WATANABE, et al.</u>		Docket No. <u>43888-098</u>		Serial/Reg./Patent No. <u>09/807,692</u>	
Title: <u>GLUCOSE SENSOR</u>					
Date Sent: <u>12/29/2003</u>	<input checked="" type="checkbox"/> Hand Carried	<input type="checkbox"/> Fax	<input type="checkbox"/> Electronic	<input type="checkbox"/> Cert. of Mailing	<input type="checkbox"/> Express Mail No. _____
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<input type="checkbox"/> New Patent App	<input type="checkbox"/> Utility	<input type="checkbox"/> Design	<input type="checkbox"/> Cont.	<input type="checkbox"/> CIP	<input type="checkbox"/> Div.
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_____ pages of Specification	<input type="checkbox"/> Letter submitting _____ pages of drawings				
_____ pages of Claims	<input type="checkbox"/> Req. for Approval of Drawing Amendments				
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<input type="checkbox"/> Small Entity <input type="checkbox"/> Large Entity	<input type="checkbox"/> Rule 312 Amendment/Letter				
<input type="checkbox"/> Declaration/Power of Attorney	<input type="checkbox"/> Req. for Acknowledgement of Cited Art				
<input type="checkbox"/> Recordation of Assignment/Security Agreement	<input type="checkbox"/> Issue Fee				
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Publication Fee				
X Form PTO 1449	<input type="checkbox"/> Req. for Certificate of Correction				
X _____ copies of cited references	<input type="checkbox"/> Maintenance Fee for _____ years after grant				
<input type="checkbox"/> Preliminary Amendment	<input type="checkbox"/> Fee Address Indication Form				
<input type="checkbox"/> Response to Missing Parts Notice	<input type="checkbox"/> Terminal Disclaimer				
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THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.					



Docket No.: 43888-098

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of

Yotokazu WATANABE, et al.

Serial No.: 09/807,692

Filed: April 17, 2001

For: GLUCOSE SENSOR

: Customer Number: 20277
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: Confirmation Number: 2364
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: Group Art Unit: 1753
:
: Examiner: Alexander S. Noguerola
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INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee.

**REQUEST TO CONSIDER REFERENCES AFTER CLOSE OF PROSECUTION AND
BEFORE PAYMENT OF ISSUE FEE**

The undersigned hereby requests consideration and entry of this Information Disclosure Statement and accompanying references under 37 CFR 1.97(d).

Please charge the processing fee under 1.17(p) of \$180.00 to Deposit Account 500417.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee.

CERTIFICATION PARAGRAPH

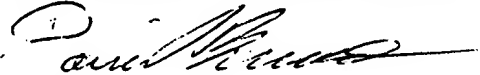
The undersigned certifies that, to the best of his knowledge, each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement as described in 37 CFR 1.97(e)(1).

Each English language reference was cited in a corresponding foreign application search report or office action and its relevance discussed therein. A copy of the foreign search report or office action is attached for the Examiner's information.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY



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INFORMATION DISCLOSURE CITATION IN AN APPLICATION

 ATTY. DOCKET NO.
43888-098

 SERIAL NO.
09/807,692

 APPLICANT
Motokazu WATANABE, et al.

 FILING DATE
April 17, 2001

 GROUP
1753

(PTO-1449)

U.S. PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US 5,897,995	4/27/99	Vroemen et al.	
		US 4,098,972	7/4/78	Ogawa et al.	
		US			
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FOREIGN PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Code-Number + Kind Codes (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear	Translation	
						Yes	No

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.